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JEFFERY L. LUQUE, individually and as
Guardian ad Litem for CHRISTENE LUQUE,
a minor

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Attorneys for Defendant
UNITED STATES OF AMERICA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JEFFERY L. LUQUE, individually and as
Guardian ad Litem for CHRISTENE
LUQUE, a minor,

Plaintiffs,

vs.

THE UNITED STATES OF AMERICA,

Defendant.

Civ. No: C 05-2471 JSW

**STIPULATION AND
~~PROPOSED~~ ORDER
SELECTING ADR PROCESS**

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Plaintiffs, JEFFREY L. LUQUE, individually and as Guardian ad Litem for
CHRISTENE LUQUE, a minor, and Defendant, UNITED STATES OF
AMERICA, by and through their counsel of record hereby stipulate to participate
in a settlement conference before a magistrate judge. The parties anticipate being
ready for a settlement conference by February 2006.

If the parties are unable to resolve the matter at the settlement conference,
the parties plan to select a mediator and engage in private mediation, if necessary.
The parties expect that the private mediation can be completed by May 31, 2006.

IT IS SO STIPULATED.

Dated: September 19, 2005 BANNING MICKLOW BULL & LOPEZ LLP

/S/ Jennifer L. Fiore
EDWARD M. BULL, III
EUGENE A. BRODSKY
JENNIFER L. FIORE

Attorneys for Plaintiff
RAMONA GAYTON

Dated: September 19, 2005 ROBERT D. McCALLUM, JR.
Assistant Attorney General
JOHN K. VINCENT
United States Attorney

/S/ Jeanne M. Franken
JEANNE M. FRANKEN
Trial Attorney
U.S. Department of Justice

Attorneys for Defendant
UNITED STATES OF AMERICA

CERTIFICATE OF SIGNATURE(S)

I attest that the content of the document is acceptable to all persons above,
who were required to sign the document. /S/ Jennifer L. Fiore

PURSUANT TO STIPULATION IT IS ORDERED THAT:

The parties are to participate in a settlement conference before a magistrate judge to be completed in February 2006. The parties are further ordered to participate in private mediation to be completed by May 31, 2006, if the matter is not resolved following the settlement conference.

Dated: September 20, 2005



THE HONORABLE JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

cc: ADR Department
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